

Exhibit 14

Gizzi, Paul

From: Ellenbogen, Bennett
Sent: Monday, July 22, 2019 6:15 PM
To: John Hanamirian
Cc: Tepperman, Wendy B.; Gizzi, Paul
Subject: Re: American River Bankshares, NY-9615

John:

Our position remains that there is a validly issued subpoena for Mr. O'Brien's testimony for tomorrow. We will be here with the court reporter at 10 am. We are not willing to proceed by a proffer at this point in our investigation.

Thank you.

Ben Ellenbogen
S.E.C.

Sent from my iPhone

On Jul 22, 2019, at 3:16 PM, John Hanamirian <jmh@hanamirian.com> wrote:

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Ben:

I am in receipt of the letter you attached to the below email. I provided my client's position in my last email and in our phone conversation last Friday. As a macro-level note, I think you can appreciate that accepting service of a subpoena is only for the purpose of avoiding personal service; it is an accommodation to you without any substantive meaning. Second, I do find that the issuance of the Subpoena without the continued Proffer is in bad faith. You issued two identical subpoenas for the same matter, one before and one after the Proffer. You waited for nearly a year and articulated no basis for the need for further sworn testimony. Stating that you might "revisit" a Subpoena after a proffer and actually stating that you would require testimony in that regard are more than two different things. Your further articulation of my client's position is not entirely accurate or necessary. If, and when we are facing a Magistrate Judge, I will again state my client's position on his behalf and we can further refute your cited cases and other authorities, none of which apply. We remain willing to continue under the terms of the Proffer. Let me know.

John M. Hanamirian, Esq.
Hanamirian Law Firm, P.C.
40 E. Main Street
Moorestown NJ 08057
"Olde Town Hall"
30 Wall Street
New York, NY 10005
856-793-9092 (O)
856-793-9121 (F)

215-660-0000 (M)
jmh@hanamirian.com
Licensed in PA, NJ and NY.

From: Ellenbogen, Bennett <EllenbogenB@SEC.GOV>
Sent: Monday, July 22, 2019 2:47 PM
To: John Hanamirian <jmh@hanamirian.com>
Cc: Tepperman, Wendy B. <TeppermanW@SEC.GOV>; Gizzi, Paul <GizziP@SEC.GOV>
Subject: American River Bankshares, NY-9615
Hello:
Please see attached.
Thank you.